

**AMENDED**  
**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER**  
**OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF**  
**NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office AUG 22 2001Returned to applicant for correction OCT 08 2001Corrected application filed DEC 06 2001Map filed DEC 06 2001

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The applicant **Desert Utilities, Inc.**, hereby makes application for permission to change the **Point of Diversion, Place and Manner of Use of a portion of water heretofore appropriated under Permit 28201, Certificate 8787**

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1. The source of water is **Underground**
2. The amount of water to be changed **.098 c.f.s., 25.0 acre-feet annually**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Irrigation and domestic**
5. The water is to be diverted at the following point **NE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 21, T.19S., R.53E., MDM, or at a point from which the NE corner of said Section 21 bears North 44°17'57" East, 3883.46 feet**
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 14, T.21S., R.53E., MDM, or at a point from which the SE corner of said Section 14 bears South 36°36'54" East, 407.86 feet**
7. Proposed place of use **SW $\frac{1}{4}$  SW $\frac{1}{4}$ , NW $\frac{1}{4}$  SW $\frac{1}{4}$ , NE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 15; all of Section 21; the SW $\frac{1}{4}$  NW $\frac{1}{4}$ , SE $\frac{1}{4}$  NW $\frac{1}{4}$ , S $\frac{1}{2}$ , NE $\frac{1}{4}$  excluding all lands located Westerly from the East right-of-way line of State Hwy. 160, Section 22; all of Section 28 excluding the SW $\frac{1}{4}$  SE $\frac{1}{4}$ ; the N $\frac{1}{2}$  NW $\frac{1}{4}$ , NW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 27; and the E $\frac{1}{2}$  NE $\frac{1}{4}$  Section 29; T.19S., R.53E., MDM**
8. Existing place of use **9.15 acres in the SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 14, T.21S., R.53E., MDM, the southerly 5.0 acres to be removed from irrigation as shown on the supporting map**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **well, pump, motor and water distribution system**
12. Estimated cost of works **\$100,000**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **10 years**
15. Remarks: **Use Proof of Beneficial Use map on file under Permit 28201 to support the existing point of diversion. This application is being filed on behalf of Terry Development for development of Bec Estates.**

**Bruce R. Scott, Resource Concepts, Inc.**  
By **s/Bruce R. Scott**  
**340 North Minnesota Street**  
**Carson City, Nevada 89703**

Compared cmf/cam dl/cmf

Protested \_\_\_\_\_

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 28201, Certificate 8787 is issued subject to the terms and conditions imposed in said Permit 28201, Certificate 8787 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 59604, 59605, 59606, 64043, 64044, 65101, 65562, 65715 and 67950 shall not exceed 902.939 acre-feet annually.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.098 cubic feet per second, **but not to exceed 25.0 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed before:

N/A

Water must be placed to beneficial use on or before:

May 13, 2012

Proof of the application of water to beneficial use shall be filed on or before:

June 13, 2012

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 13th day of May, A.D. 2002

  
State Engineer

Completion of work filed February 8, 1999 under 64043

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

